

FISCAL NOTE

SB 15

January 18, 2005

SUMMARY OF BILL: Provides that involuntary intoxication is not a defense in a criminal case nor is it admissible in evidence for the purpose of negating culpable mental state.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$655,200/Incarceration*

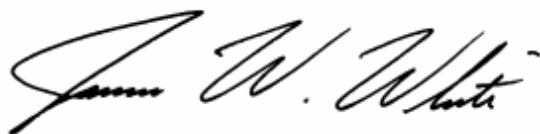
Assumptions:

- Defendants who may under current law be convicted of a lesser included offense would be convicted of a more serious offense when evidence regarding voluntary intoxication for the purpose of negating culpable mental state is not admissible;
- 24 convictions for Class D aggravated assault elevated to a Class C aggravated assault and three convictions for second degree murder elevated to first degree murder.

**Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White".

James W. White, Executive Director